

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ALABAMA  
JASPER DIVISION**

**DEMETRIOUS BUCKLEY,**

**Plaintiff,**

**VS.**

**FAYETTE COUNTY SHERIFF'S  
DEPARTMENT, et al.,**

## Defendants.

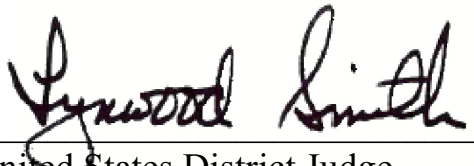
**Case No. CV 08-S-777-J**

## MEMORANDUM OF OPINION

The magistrate judge filed a report and recommendation on November 26, 2008, recommending that this action filed pursuant to 42 U.S.C. § 1983 be dismissed for failing to state a claim upon which relief can be granted under 28 U.S.C. § 1915A(b). No objections have been filed.

Having carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation, the Court is of the opinion that the magistrate judge's report is due to be, and, it hereby is, ADOPTED, and the recommendation is ACCEPTED. Accordingly, the complaint is due to be dismissed for failing to state a claim upon which relief can be granted pursuant to 28 U.S.C. § 1915A(b). A Final Judgment will be entered.

DONE this 23rd day of December, 2008.

  
United States District Judge